

PTO/SB/30(05-03)

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# **REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL**

Address to:  
Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Application Number	09/679,054
Filing Date	October 3, 2000
First Named Inventor	Dorschner et al.
Art Unit	1616
Examiner Name	Marina Lamm
Attorney Docket Number	Beierdorf 656.S/ 100718-226

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

- Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such
  - ☐ Previously submitted. If a final Office Action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
    - ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
    - ☐ Other \_\_\_\_\_
  - ☒ Enclosed
    - ☒ Amendment/Reply
    - ☐ Affidavit(s)/Declaration(s)
    - ☐ Information Disclosure Statement (IDS)
    - ☐ Other \_\_\_\_\_
- Miscellaneous**
  - ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
  - ☒ Other \_\_\_\_\_
- Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.
  - ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 14-1263
    - ☒ RCE fee required under 37 CFR 1.17(e)
    - ☒ Extension of time fee (37 CFR 1.136 and 1.17)
    - ☐ Other \_\_\_\_\_
  - ☐ Check in the amount of \$ \_\_\_\_\_ enclosed
  - ☐ Payment by credit card (Form PTO 2038 enclosed)

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

## **SIGNATURE OF APPLICANT, ATTORNEY OR AGENT REQUIRED**

Name (Print / Type)	Howard C. Lee	Registration No. (Attorney / Agent)	48,104
Signature	<i>Howard C. Lee</i>	Date	October 25, 2004

## **CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print / Type)	Agata Glinska	Date	October 25, 2004
Signature	<i>Agata Glinska</i>		

This collection of information is required by 37 CFR 1.114. This information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of data you require to complete this form and/or suggestions for reducing the burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450 Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

PAGE 2/10 \* RCVD AT 10/25/2004 3:11:04 PM (Eastern Daylight Time) \* SVR:USPTO-EFXRF-1/0 \* DNIS:8729306 \* CSID:1212 808 0844 \* DURATION (mm-ss):02-54

11/10/2004 CBT/ANCO 00000001 141253 0007/0004

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OCT 25 2004  
 Beiersdorf 656.5-HCL  
 100718-226

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANTS : DÖRSCHNER et al.  
 SERIAL NO. : 09/679,054  
 FILED : 3 October 2000  
 FOR : COSMETIC AND DERMATOLOGICAL LIGHTPROTECTION  
 FORMULATIONS IN THE FORM OF O/W MACROEMULSIONS OR  
 O/W MICROEMULSIONS CONTAINING INSECT REPELLANTS  
 ART UNIT : 1616  
 EXAMINER : Marina Lamm

*fees processed*

October 25, 2004

Hon. Assistant Commissioner  
 for Patents  
 Alexandria, VA 22313-1450

**PETITION FOR EXTENSION OF TIME (37 CFR 1.136(a))**

Sir:

1. This is a petition to extend the period of time one (1) month

2. Applicant is:

☐ a small entity  
☒ other than small entity

3. <u>Extension</u> <u>(months)</u>	<u>Fee for other than</u> <u>small entity</u>	<u>Fee for</u> <u>small entity</u>
<input checked="" type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input type="checkbox"/> two months	\$ 430.00	\$215.00
<input type="checkbox"/> three months	\$ 980.00	\$490.00
<input type="checkbox"/> four months	\$1,530.00	\$765.00
<input type="checkbox"/> five months	\$2,080.00	\$1,040.00

11/18/2004 CBETANCL 0000001 FILED 09/679054

02 FC:1251 110.00 DA **Fee \$ 110.00**

4. An RCE is filed herewith.
5. Charge the petition fee to Deposit Account No. 14-1263 and for any additional fee required or credit for any excess fee paid. A duplicate of this petition is attached.

Respectfully submitted,

NORRIS McLAUGHLIN & MARCUS, P.A.

By Howard C. Lee  
Howard C. Lee  
Reg. No. 48,104

HCL:ag

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I hereby certify that this correspondence is  
being facsimile transmitted to:  
Commissioner for Patents,  
Alexandria, VA 22313-1450

Agata Gliniewska  
Date October 25, 2004